

UNITED STATES DISTRICT COURT

Southern

District of

New York

Association For Molecular Pathology et al.

BILL OF COSTS

V.

United States Patent & Trademark Office et al.

Case Number: 1:09-cv-04515-RWS

Judgment having been entered in the above entitled action on 8/16/2012 against Plaintiffs AMP et al.,

Date

the Clerk is requested to tax the following as costs:

Fees of the Clerk	\$ _____
Fees for service of summons and subpoena	_____
Fees of the court reporter for all or any part of the transcript necessarily obtained for use in the case	_____
Fees and disbursements for printing	_____
Fees for witnesses (itemize on page two)	0.00
Fees for exemplification and copies of papers necessarily obtained for use in the case	_____
Docket fees under 28 U.S.C. 1923	_____
Costs as shown on Mandate of Court of Appeals	612.14
Compensation of court-appointed experts	_____
Compensation of interpreters and costs of special interpretation services under 28 U.S.C. 1828	_____
Other costs (please itemize)	_____
TOTAL	\$ 612.14

SPECIAL NOTE: Attach to your bill an itemization and documentation for requested costs in all categories.

DECLARATION

I declare under penalty of perjury that the foregoing costs are correct and were necessarily incurred in this action and that the services for which fees have been charged were actually and necessarily performed. A copy of this bill has been served on all parties in the following manner:

☒ Electronic service by e-mail as set forth below and/or.

☐ Conventional service by first class mail, postage prepaid as set forth below.

 s/ Attorney: **Brian M. Poissant**
Digitally signed by Brian M. Poissant
DN: cn=Brian M. Poissant, o=Jones Day, ou=Jones Day, email=bmpoissant@jonesday.com, c=US
Date: 2012.09.17 12:43:21 -04'00'

 Name of Attorney: **Brian M. Poissant**

 For: **Myriad Genetics, Inc.**

 Date: **9/17/2012**

Name of Claiming Party

Costs are taxed in the amount of _____ and included in the judgment.

Clerk of Court

 By: _____
Deputy Clerk

Date

Association for Molecular Pathology v. USPTO, No. 1:09-cv-04515-RWS (S.D.N.Y.)

Itemization of “Costs as shown on Mandate of Court of Appeals”

Pursuant to the Federal Circuit’s judgment issued August 16, 2012, and Federal Rule of Appellate Procedure 39(e), Myriad requests the following costs:

- the reporter’s transcript, needed to determine the appeal: \$157.14
 - the fee for filing the notice of appeal (paid in the District Court): \$455.00
- Total: \$612.14

CERTIFICATE OF SERVICE

This is to certify that on September 17, 2012, a true and correct copy of the foregoing bill of costs, accompanying declaration of Brian M. Poissant with exhibits, and accompanying notice of hearing have been served on all counsel of record via the court's ECF system, as well as by overnight delivery. In addition, two hard copies were filed by hand on September 17, 2012, with the Court.

/s/ Brian M. Poissant

Brian M. Poissant